

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Alfred Thomas *et al.*

Confirmation No.: 3402

Application No.: 10/777,004

Art Unit: 3714

Filed: February 10, 2004

Examiner: Arthur O. Hall

For: BASIC WAGERING GAME HAVING A
CONTINUOUSLY MODIFIED PAY TABLE

**SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. §§ 1.97 AND 1.98**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered, and the references listed on enclosed Form PTO-1449 be considered by the Examiner and made of record.

In further compliance with 37 C.F.R. § 1.56, disclosure is made of a gaming system called "Hollywood Link" or a similar name released by IGT Systems at least in Australia in 1995. Applicants do not have written documentation of this particular gaming system. The gaming system had four levels of progressive payouts that were funded by the same group of gaming machines and that were awarded according to winning symbol combinations. For example, the occurrence of five symbols X would result in progressive payout 1, the occurrence of five symbols Y would result in progressive payout 2, and so on. The gaming system provided a payout table in which most winning symbol combinations were associated with awards that were not progressive payouts.

In accordance with 37 C.F.R. § 1.98(d), any necessary copies are enclosed. However, in accordance with the October 12, 2004 Official Gazette Notice, copies of U.S. patents and U.S. published application references are no longer required and, thus, are not enclosed.

In accordance with 37 CFR 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information disclosed is, or is considered to be, “prior art” with respect to the present application or material to patentability as defined in 37 C.F.R. § 1.56.

The present Supplemental Information Disclosure Statement is being filed after the receipt of a first Official Action reflecting an examination on the merits but before receipt of a final Office Action, a Notice of Allowance, or the close of prosecution and is accompanied by the fee set forth in § 1.17(p). Hence the present Supplemental Information Disclosure Statement is believed to be timely in accordance with 37 C.F.R. § 1.97(c). Submitted herewith is the \$180.00 fee set forth in § 1.17(p). The Commissioner is hereby authorized to charge any additional fees deemed necessary which are required (except payment of the issue fee), or credit any overpayment, to Deposit Account No. 50-4181 (247079-000236USPT).

Respectfully submitted,

Date: March 18, 2008

/William D. PEGG, Reg. #42,988/
William D. Pegg
Reg. No. 42,988
NIXON PEABODY, LLP.
161 North Clark Street
48th Floor
Chicago, Illinois 60601-3213
(312) 425-3900
Attorney for Applicants